

STATE OF VERMONT  
PUBLIC SERVICE BOARD

Docket No. 7599

Joint Petition of Northern New England )  
Telephone Operations LLC, Telephone Operating )  
Company of Vermont LLC, d/b/a FairPoint )  
Communications, Enhanced Communications of )  
Northern New England, Inc., and FairPoint )  
Vermont, Inc. (collectively, "FairPoint"), for (1) )  
approval of an indirect acquisition of a controlling )  
interest; (2) approval of a Settlement between the )  
Department of Public Service and FairPoint; (3) )  
approval of the modification of certain )  
Certificates of Public Good issued in Docket )  
7270; and (4) approval of certain other )  
transactions )

Order entered: 4/2/2010

**ORDER RE: SCHEDULE AND INTERVENTION**

**SCHEDULE**

On March 5, 2010, the Vermont Public Service Board ("Board") issued an Order that established a schedule for this proceeding. That schedule set the hearings for May 11-13, 2010. At the workshop that the Board convened on March 31, the Board proposed a change to the hearing dates so that the evidentiary hearings would commence on May 10, with the hearings running through May 12 (unless further days are needed). No party objected to this proposed change.

The Board hereby modifies the schedule. The evidentiary hearings will run from May 10 (at 9:30 a.m.) through May 12. The parties should continue to reserve the backup days of May 25 and 26, as well as May 13, in case the hearings cannot be completed within three days.

**INTERVENTION**

At the prehearing conference, the Board granted intervention requests from National Mobile Communications, d/b/a Sovernet Communications, One Communications and a group of Vermont distribution utilities.<sup>1</sup> Since that time, Comcast Phone of Vermont, LLC, the City of Burlington Electric Department, Level 3 Communications, LLC, segTEL, Inc., and the Communications Workers of America and International Brotherhood of Electric Workers System Council have moved to intervene. No party objected to these interventions and each is granted on a permissive basis.

**WAIVER OF RULE 2.201(C)**

Sovernet Communications filed a motion to waive Rule 2.201 to allow Gregory M. Kennan, Esq., to represent it in this proceeding without the need for in-state counsel. One Communications filed a similar waiver request to permit the appearance of Paula W. Foley, Esq.

No party objected to these motions. Each is granted.

**So ORDERED.**

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1. The distribution utilities are Vermont Electric Cooperative, Inc.; Central Vermont Public Service Corporation; Green Mountain Power Corporation; Barton Village, Inc. Electric Department; Village of Enosburg Falls Water & Light Department; Town of Hardwick Electric Department; Village of Hyde Park Electric Department; Village of Jacksonville Electric Company; Village of Lyndonville Electric Department; Village of Morrisville Water & Light Department; Town of Readsboro Electric Department; Swanton Village, Inc. Electric Department; and Town of Stowe Electric Department.

Dated at Montpelier, Vermont, this 2nd day of April, 2010.

<u>s/ James Volz</u>	)	
	)	PUBLIC SERVICE
	)	
<u>s/ David C. Coen</u>	)	BOARD
	)	
	)	OF VERMONT
<u>s/ John D. Burke</u>	)	

OFFICE OF THE CLERK

FILED: April 2, 2010

ATTEST: s/ Susan M. Hudson  
Clerk of the Board

*NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: [psb.clerk@state.vt.us](mailto:psb.clerk@state.vt.us))*